

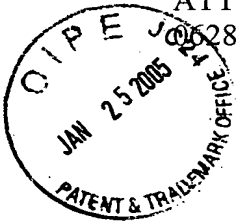
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PATENT APPLICATION  
09/898,558



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## RULE 116 AMENDMENT RESPONSE TO FINAL REJECTION

In re Application of: Jerry (nmi) Miernik, et al.  
Serial No. 09/898,558  
Filing Date: July 2, 2001  
Art Unit: 2683  
Examiner: Stephen M. D'Agosta  
Title: METHOD AND SYSTEM FOR SHARING OVER-  
ALLOCATED BANDWIDTH BETWEEN DIFFERENT  
CLASSES OF SERVICE IN A WIRELESS NETWORK

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Commissioner for Patents  
PO Box 1450  
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*Willie Jiles*  
Willie Jiles

Dear Sir:

### RESPONSE TO EXAMINER'S ACTION

In response to the Final Office Action mailed January 13, 2005, Applicant respectfully requests the Examiner to reconsider the claims in view of the following amendments and comments as set forth below. Please amend the Application as follows.